

REMARKS

Applicants gratefully acknowledge the Examiner's indication that this application contains allowable subject matter. Claims 30, 32, and 44-52 were pending in the application. By the present Amendment, claims 30, 45, and 49-52 are cancelled, without prejudice. No new matter is added to the application by this Amendment. Claims 32, 44, and 46-48 remain pending in the application.

INTERVIEW. On September 29, 2009, Examiner Jarrell telephoned Applicants' representative, Richard Gallagher. The Examiner indicated that the previously requested rejoinder of claim 45 would not be granted. Noting that no claim in this application was currently rejected, it was indicated that claims which are limited to non-elected inventions should be cancelled. In view of the complexity of the restriction requirement and the election of species requirement in the present case, it was determined that an explanatory *Ex parte Quayle* action would be an appropriate next step. However, on September 30, 2009, Examiner Jarrell left a message for Mr. Gallagher indicating that no *Ex parte Quayle* action will be forthcoming.

ELECTION OF SPECIES. The elected species in this application is 6,6'-bis-[1,4]-diazabicyclo[3.2.2]nonan-1-yl-[3,3']-bipyridazinyl. That species corresponds to Formula (I) when: AZA is an azacyclic group of formula (E) in which n is 1 and m is 2; X' and X'' represent single (covalent) bonds; A' and A'' represent 3-pyridazinyl; and Y', Y'', and L represent single (covalent) bonds.

Each of the claims remaining in the application reads on (that is, embraces) the elected species, as follows:

CLAIM 32 – recites three specific compounds, one of which is the elected species.

CLAIM 44 – recites that: AZA may be an azacyclic group of formula (E) in which n is 1 and m is 2; that X' and X'' may represent single (covalent) bonds; that A' and A'' may represent pyridazinyl; and that Y', Y'', and L may represent single (covalent) bonds.

CLAIM 46 – recites the elected species.

CLAIM 47 – recites that: AZA may be an azacyclic group of formula (E) in which n is specified to be 1 and m is specified to be 2; that X' and X'' represent single (covalent) bonds; that A' and A'' may represent pyridazinyl; and that Y', Y'', and L represent single (covalent) bonds.

CLAIM 48 – recites that: AZA is an azacyclic group of formula (E) in which n is specified to be 1 and m is specified to be 2; that X' and X'' represent single (covalent) bonds; that A' and A'' may represent pyridazinyl; and that Y', Y'', and L represent single (covalent) bonds.

Thus, each of currently pending claims 32, 44, and 46-48 reads on the allowable elected species.

APPLICATION IN CONDITION FOR ALLOWANCE. Inasmuch as all of the claims currently pending in this application read on the elected species, which elected species has been acknowledged by the PTO to be allowable, and since there is no rejection asserted against any claim in this application, this application is manifestly in condition for allowance, which action is earnestly solicited.

CONTACT INFORMATION. Please contact Richard Gallagher (Reg. No. 28,781) at (703) 205-8008 with any questions concerning the present application.

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Respectfully submitted,

By

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